



WEATHER FORECAST FOR TODAY.—
Light trades, fair with occasional light
showers.

SUGAR—96° Centrifugals, 3.33
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HONOLULU, HAWAII TERRITORY, FRIDAY, JANUARY 22, 1904.

PRICE FIVE CENTS.

COUNTY ACT IS SURE TO BE AMENDED

**Congress Will Not Accept the
Law as the Legislature
Made It.**

**Governor's Criticisms the Basis of Such Action
as Committee on Territories May Take.
Bad Outlook for Home Rule.**

(MAIL SPECIAL TO THE ADVERTISER.)

WASHINGTON, D. C., Jan. 4.—Representative Spalding, of North Dakota, chairman of the House subcommittee, which has in charge the County bill for Hawaii, said today that he intended soon to call a meeting to further consider that measure. It will have to be amended somewhat before it is favorably reported. When Mr. Spalding had his favorable report nearly drawn, following the directions of the full Committee on Territories, he happened upon a copy of Gov. Dole's report. Therein he found on page 48 the Governor's unfavorable comment upon that measure in sending it back to the Legislature.

"Those defects, as the Governor saw them," said Mr. Spalding today, "seem not to have been corrected. We intend now to go over the bill before us very carefully to correct those defects as much as possible. The bill presented to the committee was in general a very good bill. It was carefully drawn. The provisions for preventing grafting and corruption are good. But I did not like the omission of any provision for recording deeds in the States and Territories on the mainland. That was apparently an oversight. The framers of the law evidently followed their old law, before annexation, making provisions only for the recording of Hawaiian deeds before officials in foreign countries.

"Then some of us did not like the provisions about income taxes and taxes on inheritances. But I think we shall let that stand."

Mr. Spalding seems of the opinion that the bill before the committee will become law with various modifications. However, it will necessarily be some little time before it gets before the House.

Ex-Attorney General E. P. Dole said today that he expected to remain in Washington a few days longer, after which he would go to New England to visit relatives, then returning again to Washington.

"My visit here," said he, "is of no public or political interest. It is entirely of a private character."

Further than that Mr. Dole had nothing to say for publication about his mission here.

ERNEST G. WALKER.

CONGRESS MAY CONTROL HAWAII'S MANY FRANCHISES

**Ugly Phase of the Debate on the Electric
Franchise Bill--Grosvenor Scores the Measure--Objections to Time Limit.**

(Mail Special to the Advertiser.)

WASHINGTON, D. C., Jan. 10.—Franchise legislation for Hawaii has loomed up here as an important matter before Congress. This has suddenly developed, since my last letter, and was brought out by the refusal of the House last week to enact the legislation required for the electric light and power company on the island of Oahu. How the House sent the bill back to its Committee on Territories for further consideration is already known in Honolulu. The chief objections to the bill, in the view of members of the House, is the long term franchise of 35 years, and unsatisfactory language about the charge for electric light and power. Representative Robinson, of Indiana, chairman of the sub-committee that considered the bill, believes it will become a law eventually. He said yesterday that he expected the company would send a representative from Honolulu to present information to the committee about the cost of electric lighting there. It is not expected that the bill will be presented to the House again for several weeks. The intention is to give ample time for consideration in committee.

Members of the committee outlined to me yesterday that the programme

is to insert an amendment in the bill, by which Congress shall at any time have the right to alter, amend, or repeal the franchise. There will probably be some amendment affecting the charges for light and power, to make that portion of the bill more satisfactory. Cablegrams have been exchanged between members of the committee and members of the company within the last few days.

But of far more importance than the bill itself is the attitude of members of the House towards franchise legislation generally. This attitude seems on the whole rather unfair to the islands, because the organic law has imposed upon owners and holders of franchises the duty of coming to Congress to have bills, passed by the territorial legislature, approved by vote of Congress. In the case of other territories, the grants of franchises by their legislatures stand, unless Congress interposes. There is quite a distinction between the two requirements. For Hawaii there must be an affirmative vote by Congress. For other territories if Congress does not vote at all on the franchises, these franchises stand as valid.

The long term for which the franchises in Hawaii are granted by the legislature, is the chief item that aroused opposition here. A thirty-five year term looks very long to Congress. Then certain members of the committee discovered that there are also other

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THE KUHIO ROW HAD ITS ORIGIN IN A SALOON

**The Washington Press and the Advertiser's
Special Correspondent Give the Story
In Detail--The Part of Clark.**

The following is from the Washington Post of Jan. 6:

Jonah K. Kalaniana'ole, otherwise Prince Cupid, successor to Robert Wilcox as Hawaiian Delegate in Congress, was in the police court yesterday to answer a charge of intoxication and disorderly conduct.

Prince Cupid was arrested on Monday night after a tempestuous half hour in a downtown saloon, which was followed by a strenuous period in the patrol wagon and later in the First precinct police station. The rest of the night he spent in a cell, declaring the arrest an outrage and demanding vindication with every breath. Nor would he agree to being released on collateral, and only after being repeatedly assured of "fair and impartial treatment" in the police court yesterday would he consent to allow a friend to deposit \$5 as security for his appearance tomorrow, to which day the hearing was postponed.

Prince Cupid is a nephew of ex-Queen Liliuokalani.

THE ADVERTISER'S SPECIAL.

WASHINGTON, D. C., Jan. 10.—One of the liveliest themes of popular interest in the District of Columbia during the past seven days has been the arrest of Delegate Kalaniana'ole Monday evening last in front of his saloon on Thirteenth street, near Pennsylvania avenue, charged with disorderly conduct. It is stoutly claimed by the Delegate and his friends that a great injustice was done him and that he was neither intoxicated nor fighting. Nevertheless the press, particularly the sensational New York papers, have made the most of it.

Probably nothing whatever would have become public about the incident, however much or little the Hawaiian Delegate may have been to blame, but for his persistence in going to the police station and passing the night there, as a protest against the indignity to which he had been subjected. He refused to put up collateral or allow his friends to do so for him, which would have led to his immediate release. Then there was nothing to do but let the case go to the police court, where it is now awaiting trial. Some think, however, that it will be nolle prossed.

There was some disorder in the saloon, which is one of the most elaborate saloons in the city, and quarreling began. The Delegate went out on the sidewalk, while there was contention between the police and patrons inside. He refused to go away but asked some questions about the fighting, which led the police to make some remarks to him. It ended in talk about arresting him, whereat the Delegate is said to have defied them to do so. He understood that Senators, members of Congress and Delegates are immune from arrest. In that the Delegate entertained an erroneous opinion, for these men are all subject to arrest, according to the constitution for treason or breach of the peace and it has

frequently happened here that members of Congress have been put under arrest.

Holding such an opinion the Delegate naturally believed that a great injustice was being done him by the policemen, who took him away to the first precinct police station. He proclaimed to the officers that an outrage was being done him and the long and the short of it was that he practically insisted on remaining in a cell all of Monday night. If he had been willing to deposit collateral this could have been forfeited in court the next morning and nothing further would have been heard of the case.

Instead of that the Delegate insisted on fighting the case through the courts. The District Attorney is willing to nolle pross the case and finally Delegate Kuhio has consented to that but Policeman Garrison, who made the arrest, is holding out for a trial as a personal vindication of himself.

However little the Delegate deserved the notoriety to which he has been subjected, the incident is generally regretted here. It was unfortunate in more ways than one.

Mr. A. C. Gehr, of Honolulu, who has been here several weeks looking after his fight on the Kohala Ditch case, has gone west again. He has seen Secretary Hitchcock but states that there is nothing new to be said except that the fight is progressing. He will stay a week in Chicago and then make a hurried trip to Honolulu, expecting to return here in about 60 days. His interests are left in the hands of Ex-Senator Thurston and others during his absence.

Mr. Charles Clark, of Honolulu, who came here a few weeks ago to look after interests of Hilo and other Hawaiian matters, is back from a prolonged trip to New York and is at the National Hotel. He expects to remain here for some time. ERNEST G. WALKER.

ANOTHER PRESS STORY.

Prince Cupid, the Hawaiian Delegate to Congress, obtained a second postponement today of his trial on the charge of fighting on Monday night in front of a well known cafe in Thirteenth Street. His companion in trouble, Fred Clarke, was on hand and explained that the prince had matters of importance to attend to at the Capitol, and the case was continued until next Tuesday.

It was learned that an effort has been made by the prince to settle the case out of court, but such action is hardly probable. James L. Pugh, Assistant Corporation Counsel, is said to be willing to nolle-pross the case, and Policeman Wolfe, who assisted in the arrest, is also willing. Policeman Garrison, who saw the mix-up and made the arrest, said this morning he would exercise his right and force the case to trial.

Policeman Garrison said that when arrested the prince, whose given name is Jonah Kuhio Kalaniana'ole, kicked up a general row, asserted that as a delegate in Congress he could not be arrested, and indulged in language which would vex the most phlegmatic man on the force. For that reason the policeman is determined to bring the case to trial and see whether or not a Hawaiian prince has the right to do anything he pleases in Washington without fear of arrest.—Washington Times.

GEAR STOCK GOES DOWN, LANSING STOCK GOES UP

A. V. Gear was busy on the streets yesterday trying to work up sentiment in behalf of himself for Assessor. It was whispered by his friends that Kelpokal had promised him the job, contingent on the assent of Governor Carter. To reach the latter Gear hopes to enlist the aid of the Republican Territorial Committee, whose ticket he knifed last fall. Several members of the Committee are reported to have said that they would look further.

The name of Theodore F. Lansing has been favorably mentioned for assessor. His immigration office was discontinued a short time ago and he is available for the job. The need of having an honest man for Assessor is so marked that Mr. Lansing is one naturally to be thought of. He is a man of unblemished record and a Republican who has never intrigued against his party.

right to look to them for protection. Apropos of the Galbraith incident, which still causes much talk, the Advertiser has received the following letter from a member of the local bar:

Editor Advertiser: In the Davis disbarment case, Justice Galbraith may have inadvertently shown that he does not expect a re-appointment. Even as a politician of a coarse type, he disgraced himself. His associates, Frear and Perry, were individually the judges of their own competency to sit, and it was none of Galbraith's judicial business. He might have passed on his own competency and, if he had been honest with himself, he would openly have confessed his subservience to the old Humphreys clique. There was not even a pretext, much less a plausible reason, for the attack upon Frear and Perry, which was merely an impudent attempt to bully them out of the case. They only performed their duty, but still deserve credit for calling the bluff. Disrespect for Courts is a crime. For an associate justice to leave the merits of a case to vent personal spite against the other members of the Court is worse than a crime—it is a blunder. Stupidity and venom are the attributes of a pot-house. Galbraith is up to his neck in mud, and his head will soon disappear. Vale Galbraith. There will be no funeral ceremonies.

ASK CZAR TO ACCEPT HAGUE SETTLEMENT

**Peace Advocates Get a Characteristic Answer From Russian
Chancellory.**

**Thomas Watson Dead--Dowie Sails This Way.
Unrest in Korea--Finances of Great
Britain--A Dawson Fire.**

(ASSOCIATED PRESS CABLEGRAMS.)

LONDON, Jan. 22.—Sixty advocates of arbitration have sent telegrams to the Czar and the Mikado, urging reference of the difficulties between Russia and Japan to the tribunal at The Hague. It is stated that Russia acquiesces on condition that Korea and Manchuria shall remain amenable to Russia politically.

TOKIO, Jan. 22.—The belief in a peaceful settlement between Russia and Japan is growing. Fifteen million dollars have already been spent by this country on war preparations out of a treasury surplus of twenty-five millions.

SEOUL, Jan. 22.—Seven Ministers of State have resigned. An insurrection is threatened in the Southern provinces because of official oppression.

LONDON, England, Jan. 21.—Lord Lansdowne is now confident that war between Russia and Japan will be averted.

BAD NEWS FOR TAXPAYERS.

LONDON, Jan. 22.—Austin Chamberlain, Lord Chancellor of the Exchequer, has announced that unless the revenue is increased he will be unable to propose a remission of taxes.

EVANS' SQUADRON FOR OLONGAPO.

WASHINGTON, Jan. 22.—Rear Admiral Evans' battleship and cruiser squadron has been ordered to Olongapo, (Subig Bay.)

DOWIE ON HIS WAY.

SAN FRANCISCO, Jan. 22.—Dowie the Zionist sailed for Honolulu and Sydney today.

THOMAS WATSON DEAD.

SAN FRANCISCO, Jan. 22.—Thomas Watson, son-in-law of Claus Spreckels, is dead.

A DAWSON FIRE.

DAWSON, Jan. 22.—A fire in this city did damage to the amount of \$100,000.

TRAIN BANDITS.

SAN FRANCISCO, Cal., Jan. 21.—The safe of the Wells-Fargo Express Company was thrown from a Southern Pacific train by robbers this morning while the train was passing through the mountains near San Luis Obispo. The robbers made good their escape. The value of the contents of the safe is not known.

THIBETANS APPEAL.

CALCUTTA, India, Jan. 21.—It is reported on very good authority that the Thibetans will appeal to Russia for assistance in checking the advance of British forces in their territory.

BAD FOR THE MULLAH.

ADEN, Greece, Jan. 21.—The Somalis have given the Mad Mullah's forces a crushing defeat, killing fifty. Three thousand camels and thousands of sheep were captured.

HEAVY OHIO FIRE.

SHELBY, O., Jan. 21.—A most disastrous fire occurred here today at the tube works of the United States Steel Corporation. The loss is estimated at \$3,000,000.

NORTHCOTE REPORTS.

MELBOURNE, Australia, Jan. 21.—Lord Northcote, the recently appointed Governor General of Australia, has arrived.

LIGHT LET INTO FIDELITY INSURANCE CO'S METHODS

Notice is given by G. E. Smithies, by the Deputy Commissioner before Deputy Insurance Commissioner, with this action was taken, as the law provides. As previously reported, Mr. Smithies found on investigation that the certificate of authority dated October 1, 1903, to the Fidelity Insurance Co., Ltd., of Honolulu to transact insurance business in the Territory of Hawaii is revoked. Advice was taken of the Attorney General's department beforehand.

Sixty days' notice had been given

To make up this deficiency the Fidelity Insurance Co. is required to pay.

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